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Paper No.

In re Application of
Patrice Caillat et al.
Serial No. 09/805,772
Filed: March 16, 2001
For: DEVICE COMPRISING A PLURALITY OF
ANALYSIS SITES ON A SUPPORT

DECISION
ON
PETITION

This is a decision on the petition filed December 28, 2004, requesting the consideration of Comments on Statement of Reasons for Allowance filed December 09, 2004(copies attached to the instant petition).

Issues:

The Applicants assert that the Reasons for Allowance mailed October 24, 2004 improperly referenced "the use of two different hydrophobic materials" as the instant invention recites "two different hydrophilic materials" and requests a new Reasons for Allowance be mailed to clarify the record.

Decision:

Upon review of the application file history, it is noted that Applicant's request for consideration was entered by the Examiner and considered in Supplemental Notice of Allowance mailed March 01, 2005. Therein, the Examiner agreed with the assertion of the improper Reasons for Allowance and remailed the Reasons for Allowance.

The petition is **DISMISSED** as moot in view of the action by the examiner.

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